



# City of Story City

504 Broad Street Story City, Iowa 50248 (515) 738-2121

July 21, 2009

I-JOBS Board  
Iowa Finance Authority  
2015 Grand Avenue  
Des Moines, Iowa 50312

Re: Story City Storm Sewer Improvements Project

Dear I-JOBS Board:

The Story City City Council at its July 20, 2009, meeting, approved this letter of support, funding commitment, and application for I-JOBS funding for the Story City Storm Sewer Improvements Project.

After the floods of 2008, the city took a pro-active first step and conducted a Storm Water Study. The purpose of the report was to study problem areas, develop a design to alleviate the problems, and develop a cost estimate for budget purposes.

The estimated cost of the Storm Sewer Improvements Project is \$591,360 of which we are respectfully requesting \$295,680 from I-JOBS. In July of 2008, the City Council adopted a Storm Water Utility Fee in order to provide the necessary financing for storm water improvements. The City will commit half the cost up to \$295,680 from the fee toward the cost of Story City Storm Sewer Improvements Project.

The city's goal is to reduce the risk of flooding and thereby avoid more costly infrastructure repairs and improvements. While the paramount benefit of the storm water improvement is to reduce flood risk, the economic benefits derived should not be overlooked. There is risk of property damage to a number of businesses, homes, and a public facility in the city.

Please contact the City should you have any questions or require additional information and the City thanks you for your consideration.

Sincerely,

Kenneth Peterson, Mayor

# Legal notice ~ Ordinance No. 204

## ORDINANCE NO. 204

AN ORDINANCE AMENDING TITLE III OF THE CODE OF ORDINANCES OF THE CITY OF STORY CITY, IOWA BY ADDING NEW CHAPTER 100 ESTABLISHING A STORM WATER UTILITY

BE IT ORDAINED BY THE CITY COUNCIL OF THE INCORPORATED CITY OF STORY CITY, IOWA:

SECTION 1. That Title III of the Story City Code of Ordinances (Public Services) is hereby amended by adding new Chapter 100 (Storm Water Utility), a copy of which is attached hereto, marked Exhibit "A", and by this reference made a part hereof.

SECTION 2. That all ordinances or parts of ordinances in conflict herewith are hereby specifically repealed.

SECTION 3. This Ordinance shall be in effect from and after its adoption by the City Council and publication thereof as provided by law.

PASSED, ADOPTED AND APPROVED this 21st day of July, 2008.

Kenneth Peterson

Mayor

ATTEST:

Dana Nichols

City Clerk

### Chapter 100

#### Storm Water Utility

100.01 PURPOSE. The purpose of this chapter is to establish a Storm Water Utility and provide a means of funding the construction, operation, and maintenance of storm water management facilities including, but not limited to, detention and retention basins, storm water sewers, inlets, ditches, and drains, and cleaning of streets. The Council finds that the construction, operation, and maintenance of the City's storm and surface water drainage system should be funded through charging users of property which may connect or discharge directly or indirectly, into the storm and surface water drainage system.

100.02 DEFINITIONS. For use on this chapter, unless the context specifically indicates

otherwise, the following terms are defined:

1. "Connection" means the physical act or process of joining a public storm water sewer or drainage line, adjoining onto an existing side sewer, for the purpose of connecting private impervious surface or other storm and surface water sources or systems to the public storm and surface water system. It also includes creation or maintenance of impervious surface that causes or is likely to cause an increase in the quantity or decrease in quality or both from natural state of storm water runoff, and which drains, directly or indirectly, to the storm and surface water system.

2. "Customer" means, in addition to any person receiving storm water services from the City, the owner of the property served, and as between such parties the duties, responsibilities, liabilities and obligations hereinafter imposed shall be joint and several.

3. "Storm and surface water drainage system" means any combination of publicly owned storm and surface water quantity and quality facilities, pumping, or lift facilities, storm and secondary drain pipes and culverts, open channels, creeks and ditches, force main, intercept, manholes, catch basins, and inlets, including the gates and covers thereof, detention and retention facilities, laboratory facilities and equipment, and other publicly owned facilities for the collection, conveyance, treatment and disposal of storm and surface water system within the City, to which sanitary sewage flows are not intentionally admitted.

4. "User" means any person who uses property that maintains connection to, discharges to, or otherwise receives services from the City for storm water management. The occupant of occupied is deemed the user. If the property is not occupied, the person who has the right to occupy it shall be deemed the user.

100.03 STORM WATER DRAINAGE SYSTEM DISTRICT ESTABLISHED. Pursuant to the authority of Section 384.84(5) of the Code of Iowa, the entire City is hereby declared a Storm Water Drainage System District for the purpose of establishing, improving, adjusting and providing for the collection of rates for the operation and maintenance of

storm water management facilities. The entire City, as increased from time to time by annexation, shall constitute a single Storm Water Drainage System District.

100.04 RATES. Each customer shall pay for storm and surface water drainage system service provided by the City. The rates for the operation and maintenance of the storm water management facilities shall be collected by imposing a monthly rate on each residential, commercial, and industrial customer within the City. The Council may adopt rates, charges, fees, and fees for the use of the City's storm and surface water system, and for services provided by the City relating to that system. Such rates may include delinquency and interest charges and penalties. Such charges and fees shall be just and equitable based upon the actual costs of operation, maintenance, acquisition, extension, and replacement of the City's system, the cost of bond repayment, regulation, administration, and services of the City. A fee of three dollars (\$3.00) shall be charged to each utilities customer each billing cycle.

100.05 PAYMENT OF BILLS. All Storm Water Drainage System District charges shall be due and payable under the same terms and conditions provided for payment of all combined services account as contained in Section 92.04 of this Code of Ordinances. All City services may be discontinued in accordance with the provisions contained in Section 92.05 if the combined service account becomes delinquent, and the provisions contained in Sections 92.07 and 92.10 relating to lien exemptions and lien notices shall also apply in the event of a delinquent account.

100.06 LIEN FOR NONPAYMENT. The owner of the premises served and any lessee or tenant thereof shall be jointly and severally liable for charges for the operation and maintenance of the storm water maintenance facilities. Any such charges remaining unpaid and delinquent shall constitute a lien upon the premises served and shall be certified by the Clerk of the County Treasurer for collection in the same manner as property taxes.

## AFFIDAVIT OF PUBLICATION

COUNTY

SS.

FIOWA,

I, Kathy J. Osmundson,  
do hereby swear that I am the Publisher or Employee of City Herald, a weekly newspaper printed and published in the English language, at Story City, Story Iowa, and that the printed notice hereto attached is published in said newspaper once a week, on the \_\_\_\_\_ of each week for \_\_\_\_\_ consecutive week(s), ending on the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 20\_\_\_\_, and on the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 20\_\_\_\_.

\_\_\_\_\_ and sworn to before me \_\_\_\_\_, known to be the identical person above described, this \_\_\_\_\_ of \_\_\_\_\_, A.D., 20\_\_\_\_.

Notary Public

